

HOMER CITY COUNCIL  
491 E. PIONEER AVENUE  
HOMER, ALASKA

FEBRUARY 8, 2010  
MONDAY, AT 6:00 P.M.  
COWLES COUNCIL CHAMBERS

**MEETING NOTICE  
REGULAR MEETING AGENDA**

**Special Meeting 4:00 p.m. and Committee of the Whole 5:00 p.m. in Homer City Hall  
Cowles Council Chambers.**

**1. CALL TO ORDER, PLEDGE OF ALLEGIANCE**

Councilmember Zak has requested excusal.

Department Heads may be called upon from time to time to participate via teleconference.

**2. AGENDA APPROVAL**

(Addition of items to or removing items from the agenda will be by unanimous consent of the Council. HCC 1.24.040.)

**3. PUBLIC COMMENTS UPON MATTERS ALREADY ON THE AGENDA**

**4. RECONSIDERATION**

**5. CONSENT AGENDA**

(Items listed below will be enacted by one motion. If separate discussion is desired on an item, that item may be removed from the Consent Agenda and placed on the Regular Meeting Agenda at the request of a Councilmember.)

A. Homer City Council unapproved Special and Regular Meeting minutes of January 25, 2010. City Clerk. Recommend adoption.

B. **Memorandum 10-25**, from Deputy City Clerk, Re: Liquor License Renewal for Happy Face, Save U More, Cosmic Kitchen, and Fresh Sourdough Express.

C. **Memorandum 10-26**, from Mayor, Re: Appointment of Roberta Highland to the Planning Commission, Reappointments of John Velsko and Steve Zimmerman to the Port and Harbor Advisory Commission, and Appointment of Kevin Hogan to the Health Benefits Task Force.

**6. VISITORS**

A. **Sharon Whytal**, Project Coordinator, Kenai Peninsula Communities Project, 10 minutes.

B. **Phil Morris**, Mayor of Kachemak City, Fire and EMS Service on East End Road, 10 minutes.

C. **Roberta Highland**, Comp Plan Working Group, 10 minutes.

**7. ANNOUNCEMENTS/PRESENTATIONS/BOROUGH REPORT/COMMISSION REPORTS**

A. Borough Report

B. Commissions/Board Reports:

1. Library Advisory Board

2. Homer Advisory Planning Commission

3. Economic Development Advisory Commission

Memorandum 10-32 from EDC, Re: Lease Policy Amendments (for informational purposes only)

4. Parks and Recreation Advisory Commission

5. Port and Harbor Advisory Commission

C. **Mayor's Proclamation** – Brother Asaiah Bates Day – February 14, 2010

D. **Mayor's Proclamation** - Gary Thomas - 30 Years of Active Service with the Homer Volunteer Fire Department

**8. PUBLIC HEARING(S)**

A. **Ordinance 09-40(S)**, An Ordinance of the Homer City Council Adopting the 2008 Homer Comprehensive Plan and Recommending Adoption by the Kenai Peninsula Borough. City Manager. Introduction September 14, 2009, Public Hearings October 12 & 26, November 23, 2009, January 25, 2010, and February 8, 2010. Worksessions November 9 & 23, 2009. Second Reading February 8, 2010.

Memorandum 10-11 from City Planner and Planning Technician as backup.

B. **Ordinance 10-05**, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code 21.40.060 Bridge Creek Watershed Protection District Conditional Uses and Structures to Include More Than One Building Containing a Permitted Principle Use On a Lot as a Conditional Use. City Manager/Planning. Introduction January 25, 2010, Public Hearing and Second Reading February 8, 2010.

Memorandum 10-22 from City Planner and Planning Technician as backup.

- C. **Ordinance 10-06**, An Ordinance of the City Council of Homer, Alaska, Amending the Following Sections of the Homer City Code Regarding the Residential Office District: 21.16.030, Conditional Uses; 21.16.040, Dimensional Requirements; 21.16.060 (Renumbered 21.16.070), Site Development Standards; and Enacting the Following Sections of the Homer City Code Regarding the Residential Office District: 21.16.060, Traffic Requirements; 21.16.080, Nuisance Standards; and 21.16.090, Lighting Standards. City Manager/Planning. Introduction January 25, 2010, Public Hearing and Second Reading February 8, 2010.

Memorandum 10-23 from City Planner and Planning Technician as backup.

**9. ORDINANCE(S)**

- A. **Ordinance 10-07**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2010 Operating Budget by Appropriating \$15,000 from the City Sustainability Fund for the Purpose of Conducting Energy Audits and Cost Estimating on Several City Buildings and Facilities. Roberts. Recommended dates: Introduction February 8, 2010, Public Hearing and Second Reading February 22, 2010.
- B. **Ordinance 10-08**, An Ordinance of the City Council of Homer, Alaska, Amending the FY 2010 Budget to Appropriate Funds in the Amount of \$15,000 for a Junk Car Program. City Manager/City Planner. Recommended dates: Introduction February 8, 2010, Public Hearing and Second Reading February 22, 2010.

Memorandum 10-33 from City Planner as backup.

- C. **Ordinance 10-09**, An Ordinance of the City Council of Homer, Alaska, Authorizing an Additional \$5,000 Expenditure (Total Authorization \$30,000) of Homer Accelerated Roads and Trails Program (HART) Funds for the Purpose of Completing the Design of the Beluga Slough Trail. City Manager/Public Works Director. Recommended dates: Introduction February 8, 2010, Public Hearing and Second Reading February 22, 2010.

Memorandum 10-34 from Public Works Director as backup.

- D. **Ordinance 10-10**, An Ordinance of the City Council of Homer, Alaska, Amending Homer City Code 21.24.030 to Add Public, Private, Trade, Skilled or Industrial Schools as a Conditional Use in the General Commercial One Zoning District. Zak. Recommended dates: Introduction February 8, 2010, Refer to Planning Commission.
- E. **Ordinance 10-11**, An Ordinance of the City Council of Homer, Alaska, Authorizing an Expenditure of \$26,000 (\$13,000 from the Sewer Reserve and \$13,000 from the Homer Accelerated Roads and Trails Program (HART)) for the Purpose of Completing the Design of Soundview Sewer Repair/Woodard Creek Crossing Improvement. City

Manager/Public Works Director. Recommended dates: Introduction February 8, 2010, Public Hearing and Second Reading February 22, 2010.

Memorandum 10-36 from Public Works Director as backup.

**10. CITY MANAGER'S REPORT**

- A. City Manager's Report
- B. Bid Report
- C. Question of the Week (Final Question) – *If you could change the City's Motto, what would it say?*

**11. COMMITTEE REPORT**

- A. Public Arts Committee
- B. Transportation Advisory Committee
- C. Permanent Fund Committee
- D. Lease Committee

**12. PENDING BUSINESS**

- A. **Memorandum 10-29**, From City Clerk Re: From City Clerk Re: Request for Executive Session Pursuant to AS 44.62.310(C), Matters, Which by Law, Municipal Charter, or Ordinances are Required to be Confidential. (Board of Adjustment – Griswold vs. Blackwell – Draft Decision)

**13. NEW BUSINESS**

**14. RESOLUTIONS**

- A. **Resolution 10-17**, A Resolution of the City Council of Homer, Alaska, Approving the Budget for the Sanitary Sewer Rehabilitation Project and Authorizing the City Manager to Execute the Appropriate Documents to Complete Construction. City Manager/Public Works Director.

Memorandum 10-27 from Public Works Director as backup.

- B. **Resolution 10-18**, A Resolution of the City Council of Homer, Alaska, Awarding the Contract for a New 4x4 Truck for the Port Maintenance Division to Cal Worthington Ford of Anchorage, Alaska, in the Amount of \$27,374.00 and Authorizing the City Manager to Execute the Appropriate Documents. City Clerk.

Memorandum 10-28 from Public Works Superintendent as backup.

- C. **Resolution 10-19**, A Resolution of the City Council of Homer, Alaska, Authorizing the City of Homer to Join The Alaska Film Group as a Sponsor Member. Wythe/Economic Development Advisory Commission.
- D. **Resolution 10-20**, A Resolution of the City Council of Homer, Alaska, Rejecting All Proposals for Permanent Fund Investment Services, Modifying the Scope of Work, and a New Solicitation of Proposals for Permanent Fund Investment Services. Howard/Wythe/Permanent Fund Committee.

Memorandum 10-35 from the Permanent Fund Committee as backup.

- E. **Resolution 10-21**, A Resolution of the City Council of Homer, Alaska, Requesting that the Alaska Legislature Enact a Language Amendment through the FY 2011 Capital Budget by Amending the Title of Legislative Grant Agreement 07-DC-497 from “Homer City Hall” to “Homer City Hall Renovations and Additions”, Amending the Project Description Accordingly, and Extending the Project Grant Completion Date to June 30, 2013. Mayor/City Council.

Memorandum 10-31, from City Manager as backup.

- F. **Resolution 10-22**, A Resolution of the Homer City Council Encouraging the Selection of Homer as the Site of an Alaskan Maritime Academy. Hogan.
- G. **Resolution 10-23**, A Resolution of the Homer City Council Modifying the Homer Comprehensive Plan by Changing the Land Use Recommendation Map to Include Conservation Lands, Parks and Recreation Land, and Wetlands, and Keeping All Currently Zoned Rural Residential Land the Same on the New Land Use Recommendation Map and Postponing Adoption of Ordinance 09-40(S) Until the Public is Able to Testify on These Changes at the February 22, 2010 Homer City Council Meeting. Roberts/Zak.

**15. COMMENTS OF THE AUDIENCE**

**16. COMMENTS OF THE CITY ATTORNEY**

**17. COMMENTS OF THE CITY CLERK**

**18. COMMENTS OF THE CITY MANAGER**

**19. COMMENTS OF THE MAYOR**

**20. COMMENTS OF THE CITY COUNCIL**

**21. ADJOURNMENT/NEXT REGULAR MEETING IS SCHEDULED FOR MONDAY, FEBRUARY 22, 2010 AT 6:00 P.M. THE NEXT COMMITTEE OF THE WHOLE IS SCHEDULED FOR MONDAY, FEBRUARY 22, 2010 AT 5:00 P.M. A SPECIAL MEETING IS SCHEDULED FOR MONDAY, FEBRUARY 22, 2010 AT 4:00 P.M. A WORKSESSION IS SCHEDULED FOR THURSDAY, FEBRUARY 11, 2010 AT 4:00 P.M.** All meetings scheduled to be held in the Homer City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska.